

debtedness and the distribution of funds; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

DUGGAN, Chairman.

Committee Room,  
Austin, Texas, March 26, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 423, A bill to be entitled "An Act amending House Bill No. 68, Chapter 19, page 29, Acts of the Fourth Called Session, Forty-first Legislature, 1930, providing an open season or a period of time when it shall be lawful to hunt, take or kill wild mourning doves in the North and South Zones with a special provision relating to the open season in Robertson and Limestone Counties, Texas, etc., repealing all laws in conflict with this act, making it unlawful to hunt, take or kill wild mourning doves at any other time of the year; providing a penalty, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SHIVERS, Chairman.

#### FORTY-FIFTH DAY.

Senate Chamber,  
Austin, Texas,  
April 2, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Walter F. Woodul.

At Ease.

On motion of Senator Rawlings, and by unanimous consent, the Senate stood at ease for five minutes to allow the Committee on Insurance to complete a hearing on important bills.

The roll call disclosed a quorum, the following Senators being present:

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum.

Prayer by the Chaplain.

Further reading of the Journal was dispensed with on motion of Senator Sulak.

#### Committee Reports.

(See Appendix.)

#### Minutes of Committee Meetings.

(See Appendix.)

#### Senate Resolution No. 45.

Senator DeBerry called from the table S. R. No. 45, relative to the vote in executive sessions.

Senator Hornsby had the floor on discussion of his substitute for the report of the Rules Committee on Senate Rule No. 83.

Senator Martin sent up the following amendment to the substitute by Senator Hornsby:

Amend Hornsby substitute for S. R. No. 45 by adding at the end thereof the following:

The Secretary of Senate when certifying the results to the Governor shall state in said report the number of votes cast for and against the nominee.

MARTIN.

Read and adopted.

Senator Rawlings sent up the following amendment:

Amend the Hornsby substitute by adding:

Provided however any Senator may divulge and make public and newspapers shall be privileged to publish any of the proceedings of executive session had in connection with any confirmation.

RAWLINGS.

Read and pending.

The Chair informed Senator Hornsby that his time for discussing the amendment had expired and the time for discussion of the resolution had expired.

#### Message From the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, April 2, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 781, A bill to be entitled "An Act making appropriations to pay the salaries and wages of officers and employees of the eleemosynary institutions of the State and the Alabama and Coushatta Indians and for other expenses of maintaining and operating them for the two (2) fiscal years beginning September 1, 1935, and ending August 31, 1937, as follows, to wit: Abilene State Hospital; Alabama and Coushatta Indians; Austin State Hospital; Austin State School; Colored Orphans Home, Gilmer; Confederated Home; Confederate Woman's Home; Deaf, Dumb and Blind Institute for Colored Youths; Girls' Training School; Home of Dependent and Neglected Children; State Hospital for Crippled and Deformed Children, at Galveston; State Juvenile Training School; State Orphans Home; Rusk State Hospital; San Antonio State Hospital; Galveston State Psychopathic Hospital; Terrell State Hospital; State Tuberculosis Sanatorium; Wichita Falls State Hospital; Texas School for the Blind at Austin; Texas School for the Deaf at Austin, and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Bill Referred.

H. B. No. 781 was referred to the Committee on Finance.

#### House Bill No. 763.

#### Conference Committee Appointment.

The Chair appointed as conferees on the part of the Senate on H. B. No. 763, the following Senators:

Poage, Beck, Hill, Oneal, and Blackert.

#### Senate Resolution No. 45.

The question recurred on the adoption of the pending amendment by Senator Rawlings.

#### Motion to Suspend the Rule.

Senator DeBerry moved to suspend the Senate Rule relating to the time for discussion of resolutions and that the time be extended for 30 minutes.

#### Substitute Motion.

Senator Davis moved that the resolution be indefinitely postponed.

The Chair ruled the substitute out of order.

The motion by Senator DeBerry prevailed by the following vote:

Yeas—18.

Blackert.	Neal.
Burns.	Oneal.
Cotten.	Pace.
DeBerry.	Poage.
Hill.	Rawlings.
Holbrook.	Regan.
Hornsby.	Sanderford.
Martin.	Shivers.
Moore.	Woodruff.

Nays—8.

Beck.	Small.
Collie.	Sulak.
Davis.	Van Zandt.
Duggan.	Westerfeld.

Absent.

Hopkins.	Stone.
Redditt.	

Absent—Excused.

Fellbaum.

The amendment by Senator Rawlings was adopted by the following vote:

Yeas—14.

Cotten.	Rawlings.
Davis.	Regan.
Duggan.	Sanderford.
Holbrook.	Shivers.
Martin.	Small.
Moore.	Westerfeld.
Pace.	Woodruff.

## Nays—11.

Beck.	Hornsby.
Blackert.	Neal.
Burns.	Oneal.
Collie.	Poage.
DeBerry.	Van Zandt.
Hill.	

## Absent.

Hopkins.	Stone.
Redditt.	Sulak.

## Absent—Excused.

Fellbaum.

Senator Burns sent up the following amendment to the Substitute by Senator Hornsby to S. R. No. 45:

Amend S. R. No. 45, by striking out all below the resolving clause and add the following to read:

"Nominations shall be acted on in executive session only. The Senate, while sitting in executive session, to consider confirmations may by a majority vote of those present direct that the vote to confirm or reject such nomination be taken by a secret ballot. If a secret ballot is ordered, the Secretary shall call the roll of the names of the Senate in alphabetical order and, as each Senator's name is called, he shall cast his ballot expressing his preference by voting "yea," "nay," or "present" as he may desire. The motion for a secret ballot shall not be debatable and shall be in order at any time before the roll call is ordered on the nomination. Any member desiring to move to reconsider the action of the Senate on any such confirmation may be privileged to do so, after disclosing that he has voted on the prevailing side."

BURNS.

Read.

## Point of Order.

Senator Poage raised the point of order that the original resolution had to do only with the secrecy of the proceedings in Executive Sessions and that this amendment was in regard to the general proceedings in Executive Session.

The Chair overruled the point of order.

The question recurred on the adoption of the amendment by Senator Burns.

The amendment was lost by the following vote:

## Yeas—11.

Burns.	Rawlings.
Cotten.	Sanderford.
Duggan.	Small.
Hill.	Westerfeld.
Martin.	Woodruff.
Pace.	

## Nays—12.

Beck.	Moore.
Blackert.	Oneal.
Collie.	Poage.
DeBerry.	Redditt.
Holbrook.	Regan.
Hornsby.	Van Zandt.

## Absent.

Davis.	Shivers.
Hopkins.	Stone.
Neal.	Sulak.

## Absent—Excused.

Fellbaum.

Senator DeBerry sent up the following amendment:

Amend S. R. No. 45 by striking out everything below the resolving clause and substituting in lieu thereof the following: "That all of Senate Rule 83 as printed in the Legislative manual be stricken out."

DeBERRY.

Read.

The amendment was adopted by the following vote:

## Yeas—14.

Blackert.	Pace.
Burns.	Poage.
DeBerry.	Rawlings.
Holbrook.	Redditt.
Hornsby.	Regan.
Moore.	Sanderford.
Oneal.	Sulak.

## Nays—11.

Beck.	Neal.
Collie.	Small.
Cotten.	Van Zandt.
Duggan.	Westerfeld.
Hill.	Woodruff.
Martin.	

## Absent.

Davis.	Shivers.
Hopkins.	Stone.

**Absent—Excused.****Fellbaum.**

The question recurred on adoption of the substitute by Senator Hornsby as amended.

The substitute, as amended, was adopted by the following vote:

**Yeas—15.**

Blackert.	Poage.
Burns.	Rawlings.
DeBerry.	Redditt.
Holbrook.	Regan.
Hornsby.	Sanderford.
Moore.	Sulak.
Oneal.	Van Zandt.
Pace.	

**Nays—10.**

Beck.	Martin.
Collie.	Neal.
Cotten.	Small.
Duggan.	Westerfeld.
Hill.	Woodruff.

**Absent.**

Davis.	Shivers.
Hopkins.	Stone.

**Absent—Excused.****Fellbaum.**

S. R. No. 45, as substituted and amended, failed of adoption by the following vote:

**Yeas—15.**

Blackert.	Poage.
Burns.	Rawlings.
DeBerry.	Redditt.
Holbrook.	Regan.
Hornsby.	Sanderford.
Moore.	Sulak.
Oneal.	Van Zandt.
Pace.	

**Nays—12.**

Beck.	Neal.
Collie.	Shivers.
Cotten.	Small.
Davis.	Stone.
Duggan.	Westerfeld.
Hill.	Woodruff.

**Absent.**

Hopkins.	Martin.
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**Absent—Excused.****Fellbaum.****Motion to Suspend Rule.**

Senator Moore received unanimous consent to suspend the regular order of business and moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion lost by the following vote:

**Yeas—20.**

Beck.	Rawlings.
Burns.	Redditt.
Collie.	Regan.
Cotten.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Hornsby.	Sulak.
Moore.	Van Zandt.
Neal.	Westerfeld.
Pace.	Woodruff.

**Nays—5.**

Blackert.	Martin.
DeBerry.	Oneal.
Holbrook.	

**Present—Not Voting.****Davis.****Absent.**

Hopkins.	Stone.
Poage.	

**Absent—Excused.****Fellbaum.****House Bill No. 11.**

Pending business was the amendment by Senator Woodruff to the amendment by Senator Oneal.

Senator Woodruff moved the adoption of his amendment to the amendment.

**Motion to Table.**

Senator Oneal moved to table the amendment.

The motion to table prevailed by the following vote:

**Yeas—17.**

Collie.	Oneal.
Cotten.	Pace.
Davis.	Poage.
DeBerry.	Redditt.
Duggan.	Shivers.
Hill.	Stone.
Holbrook.	Sulak.
Hornsby.	Westerfeld.
Neal.	

## Nays—6.

Beck.	Sanderford.
Blackert.	Van Zandt.
Burns.	Woodruff.

## Absent.

Hopkins.	Rawlings.
Martin.	Regan.
Moore.	Small.

## Absent—Excused.

Fellbaum.

Senator Sulak sent up the following amendments:

Amend Oneal amendment by adding at the end of Section 6 the following:

"The Advisory Board, or any member thereof, may be removed at any time by the Commission of Control."

SULAK.

Read and adopted.

Amend Oneal amendment by adding following the word "Control in line 8 of Section 6, the following:

"The Commission of Control may or may not follow the recommendation of said Advisory Board."

SULAK.

Read and adopted.

Senator Moore sent up the following amendment:

Amend the Oneal substitute for H. B. No. 11 by adding thereto a new section to be known as Section 16a, to read as follows:

"Fourteen per cent (14%) of the gross receipts received from all purposes by the Texas Centennial Commission, and/or its agency or agencies shall be paid into the Treasury of the State of Texas for the benefit of the General Fund. By gross receipts is meant all monies coming from admissions, concessions, privileges, rentals, leases, and any and all other sources from which any funds may be derived. The State of Texas shall have a first and prior lien on all gross receipts as above referred to until said fourteen per cent (14%) is paid into the Treasury of the State of Texas. The said Centennial Commission and/or its agency or agencies shall keep an accurate record of all receipts earned as a result of said Central Centennial Celebration, and on the first day of each and every month after said

exposition has gotten under way the said commission shall report to the Treasurer of the State of Texas, giving in detail the total amount of gross receipts, and said report shall be accompanied by a certified check for an amount equal to fourteen per cent (14%) of said gross receipts."

MOORE.

Read.

## Motion to Table.

Senator Holbrook moved to table the amendment.

The motion to table prevailed by viva voce vote.

Senator Sanderford sent up the following amendment:

Amend the Oneal substitute by striking out Section 4 and inserting in lieu thereof the following:

"There is hereby created a Commission of Control for Centennial Celebration and this commission shall be the Executive Committee of the Texas Centennial Commission."

SANDERFORD.

Read.

## Point of Order.

Senator Holbrook raised the point of order that the amendment was the same as had been previously offered and voted down.

The Chair, Senator Davis presiding, overruled the point of order.

## Motion to Table.

Senator Holbrook moved to table the amendment by Senator Sanderford.

The motion to table prevailed by viva voce vote.

Senator Sanderford sent up the following amendment:

"Amend Oneal substitute by requiring that as much as \$250,000.00 be allocated to the American Legion for a Texas museum."

SANDERFORD.

Read.

## Motion to Table.

Senator Holbrook moved to table the amendment.

The motion to table failed by the following vote:

## Yeas—13.

Blackert.	Rawlings.
DeBerry.	Redditt.
Duggan.	Small.
Holbrook.	Stone.
Oneal.	Van Zandt.
Pace.	Westerfeld.
Poage.	

## Nays—15.

Beck.	Moore.
Burns.	Neal.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Sulak.
Hornsby.	Woodruff.
Martin.	

## Absent.

Hopkins.

## Absent—Excused.

Fellbaum.

Senator DeBerry was recognized for a privileged motion.

## Motion for Previous Question.

Senator DeBerry moved that the previous question be ordered on the substitute and pending amendments and the engrossment of the bill.

The motion was seconded.

The motion prevailed by viva voce vote.

The question recurred on the adoption of the amendment by Senator Sanderford.

The amendment failed of adoption by the following vote:

## Yeas—10.

Beck.	Moore.
Burns.	Sanderford.
Collie.	Shivers.
Hill.	Sulak.
Martin.	Woodruff.

## Nays—19.

Blackert.	Pace.
Cotten.	Poage.
Davis.	Rawlings.
DeBerry.	Redditt.
Duggan.	Regan.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Van Zandt.
Neal.	Westerfeld.
Oneal.	

## Absent—Excused.

Fellbaum.

The substitute by Senator Oneal, as amended, was adopted by the following vote:

## Yeas—19.

Blackert.	Oneal.
Collie.	Pace.
Cotten.	Poage.
Davis.	Rawlings.
DeBerry.	Redditt.
Duggan.	Regan.
Holbrook.	Shivers.
Hopkins.	Stone.
Hornsby.	Westerfeld.
Martin.	

## Nays—10.

Beck.	Sanderford.
Burns.	Small.
Hill.	Sulak.
Moore.	Van Zandt.
Neal.	Woodruff.

## Absent—Excused.

Fellbaum.

H. B. No. 11 was read the second time, as substituted and amended, and passed to third reading by the following vote:

## Yeas—16.

Collie.	Oneal.
Davis.	Pace.
Duggan.	Poage.
Holbrook.	Rawlings.
Hopkins.	Regan.
Hornsby.	Shivers.
Martin.	Stone.
Moore.	Westerfeld.

## Nays—13.

Beck.	Redditt.
Blackert.	Sanderford.
Burns.	Small.
Cotten.	Sulak.
DeBerry.	Van Zandt.
Hill.	Woodruff.
Neal.	

## Absent—Excused.

Fellbaum.

On motion of Senator Westerfeld the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 11 was put on its third reading and final passage by the following vote:

## Yeas—26.

Beck.	Burns.
Blackert.	Collie.

Cotten.	Oneal.
Davis.	Pace.
DeBerry.	Poage.
Duggan.	Rawlings.
Hill.	Redditt.
Holbrook.	Regan.
Hopkins.	Shivers.
Hornsby.	Small.
Martin.	Stone.
Moore.	Van Zandt.
Neal.	Westerfeld.

Nays—3.

Sanderford.	Woodruff.
Sulak.	

Absent—Excused.

Fellbaum.

Read third time and finally passed by the following vote:

Yeas—17.

Collie.	Pace.
Davis.	Poage.
Duggan.	Rawlings.
Holbrook.	Regan.
Hopkins.	Shivers.
Hornsby.	Stone.
Martin.	Sulak.
Moore.	Westerfeld.
Oneal.	

Nays—12.

Beck.	Neal.
Blackert.	Redditt.
Burns.	Sanderford.
Cotten.	Small.
DeBerry.	Van Zandt.
Hill.	Woodruff.

Absent—Excused.

Fellbaum.

Motion to Adjourn.

Senator Pace at 12:30 o'clock p. m., moved that the Senate adjourn until 10:00 o'clock a. m., Wednesday.

Motion to Recess.

Senator Redditt moved as a substitute that the Senate recess until 2:00 o'clock p. m.

Motions pending.

Senator Burns had the floor for an inquiry.

Point of Order.

Senator Woodruff raised the point of order that a motion to recess had been made and was not debatable.

The Chair sustained the point of order.

Motion to Suspend Rule.

Senator Hopkins received unanimous consent to suspend the regular order of business and moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Pace.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Regan.
Davis.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Martin.	Van Zandt.
Moore.	Westerfeld.
Neal.	Woodruff.
Oneal.	

Nays—2.

DeBerry.	Holbrook.
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Absent—Excused.

Fellbaum.

Senate Bill No. 479.

By Senator Hopkins:

S. B. No. 479, A bill to be entitled "An Act to create a conservation and reclamation district to be known as New Braunfels-Gulf Water Supply District, consisting of that part of the State included within the Counties of Comal, Guadalupe, Wilson, Karnes, Bee, San Patricio and Nueces, for fresh water supply purposes, including the power and authority to furnish a water supply to towns, cities, private corporations and individuals; declaring such district to be a governmental agency and body politic and corporate under Section 59, of Article 16, Constitution; providing for its management and control by a board of seven directors; and declaring an emergency."

Read and referred to the Committee on Mining, Irrigation and Drainage.

**Adjournment.**

The motion to adjourn prevailed by the following vote:

**Yeas—18.**

Beck.	Oneal.
Blackert.	Pace.
Burns.	Rawlings.
Cotten.	Sanderford.
Davis.	Shivers.
Holbrook.	Small.
Hopkins.	Sulak.
Martin.	Van Zandt.
Moore.	Westerfeld.

**Nays—10.**

Collie.	Neal.
DeBerry.	Redditt.
Duggan.	Regan.
Hill.	Stone.
Hornsby.	Woodruff.

**Absent.**

Poage.

**Absent—Excused.**

Fellbaum.

**APPENDIX.****Committee Reports.**

Committee Room,  
Austin, Texas, April 1, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 355, A bill to be entitled "An Act creating a conservation and reclamation district to be known as the Central Colorado River Authority, pursuant to and for the purpose set forth in Section 59 of Article 16, of the Constitution of the State of Texas, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments, and be printed.

REGAN, Chairman.

**Committee Amendment No. 1.**

Amend S. B. No. 355 by adding a new section following Section 21 and to be number Section 21-A to read as follows:

"Sec. 21-A. None of the money hereby donated and granted to the Central Colorado River Authority shall be made available to the said authority as herein provided for unless and until said authority shall have first received from the United States of America a loan and/or grant and/or advancement of sufficient size to reasonably insure the completion of the improvement herein provided as may be approved by the Board of Water Engineers of the State of Texas, such approval to be certified to the Comptroller of this State; provided, however, that a legally binding commitment from the United States of America for such loan and/or grant and/or advancement shall be construed as the receiving thereof; such grant and/or loan and/or advancement to be for the purposes for which this said authority was created and in accordance with the provisions of this Act."

**Committee Amendment No. 2.**

Amend S. B. No. 355 by striking out the word "McCulloch" wherever it appears in the bill and changing the word "Counties" wherever it appears to "County."

**Committee Amendment No. 3.**

Amend Section 3 of S. B. No. 355 by striking out after the word "created" in line 5, the following words: "or of the area included within the watershed of the Colorado River above such district; provided that not more than five of such directors shall be residents of the same county."

**Committee Amendment No. 4.**

Amend Section 10 of S. B. No. 355 by changing the words and figures "One Million Dollars (\$1,000,000.00)" to Five Hundred Thousand Dollars (\$500,000.00)."

**Committee Amendment No. 5.**

Amend Section 17 of S. B. No. 355, in line 4, by striking out the word "all" after the word "created" and substitute the words and figures "Seventy-five per cent (75 %)."

**Committee Amendment No. 6.**

Amend Section 21 of S. B. No. 355 by striking out the



words and figures "Ten Thousand Dollars (\$10,000.00)" and substitute in lieu thereof: "Five Thousand Dollars (\$5,000.00)."

**Committee Amendment No. 7.**

Amend Section 8 of S. B. No. 355 after the words "non-discriminatory and sufficient" by inserting the following words with commas preceding and following: "including funds received by reason of diversion of State ad valorem taxes."

**Committee Amendment No. 8.**

Amend Section 9 of S. B. No. 355 by inserting after the words "in respect of its properties" the words: "and funds received by reason of diversion of State ad valorem taxes."

**Committee Amendment No. 9.**

Amend the caption of S. B. No. 355 to conform with the amendments of this bill.

Committee Room,  
Austin, Texas, April 1, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir. We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 464, A bill to be entitled "An Act amending Article 6016 of the 1925 Revised Civil Statutes requiring that all natural gas when encountered in any well in this State, producing natural gas only, be confined to its original horizon until same can be produced and utilized without waste for some useful and lawful purpose, and requiring the protection of such horizon from infiltrating waters; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendment, and be printed.

REGAN, Chairman.

**Committee Amendment.**

Amend S. B. No. 464 by adding the following after Section 2, to be known as "Section 2-A":

"Sec. 2-A. This Act shall not apply to the residue or tail gas from a gasoline plant resulting from the

processing of not to exceed twenty-five per cent (25%) of the open flow of gas from gas wells, which said gas is produced from a depth of five thousand feet (5,000), or more, below the surface of the earth, and coming from a strata not connected with a producing oil field, and contains distillate from which gasoline, kerosene, naphtha and gas oil are manufactured and when no market is available for said residue or tail gas."

**Minutes of Committee Meetings.**

Minutes of the Committee on Criminal Jurisprudence, Held March 20, 1935—Regular Meeting.

Present: Woodruff, Cotten, Davis, Van Zandt, Hopkins, Hornsby and Martin.

Absent: Stone (excused), Fellbaum (excused), Collie, Hill, Rawlings and Small.

A motion was made by Senator Davis and seconded by Senator Cotten that S. B. No. 427 be reported favorably with the recommendation that it do pass and be printed.

A motion was made by Senator Cotten and seconded by Senator Davis that S. B. No. 431 be reported favorably with committee amendments with the recommendation that it do pass and be printed.

A motion was made by Senator Martin and seconded by Senator Hornsby that Senate Bills 316 and 317 be referred to a sub-committee. The Chair, Senator Woodruff, appointed Senators Martin, Davis and Hornsby to serve on the sub-committee.

A motion was made by Senator Cotten and seconded by Senator Martin that S. B. No. 323 be reported favorably with the recommendation that it do pass and be printed.

A motion was made by Senator Cotten and seconded by Senator Hornsby that S. B. No. 386 be reported favorably with the recommendation that it do pass and be printed.

A motion was made by Senator Hornsby and seconded by Senator Martin that S. B. No. 322 be reported favorably with the recommendation that it do pass and be printed.

A motion was made by Senator Cotten and seconded by Senator Martin that S. B. No. 127 be reported

favorably with the recommendation that it do pass and be printed.

ELIZABETH PENNINGTON,  
Secretary.

Minutes of Senate Finance Committee, Held April 1, 1935—Stated Meeting.

Present: Redditt, Beck, Burns, Duggan, Hill, Holbrook, Hopkins, Hornsby, Oneal, Poage, Rawlings, Regan, Sanderford, Small, Stone, Van Zandt, Woodruff.

Absent—Excused: Martin, Neal and Sulak.

S. B. No. 34 was reported adversely with favorable committee substitute.

NOEL K. BROWN,  
Secretary.

#### FORTY-SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
April 3, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Walter F. Woodul.

The roll call disclosed a quorum, the following Senators being present:

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum.

Prayer by the Chaplain.

Further reading of the Journal was dispensed with on motion of Senator Blackert.

#### Committee Reports.

(See Appendix.)

#### Minutes of Committee Meetings.

(See Appendix.)

#### Bills and Resolutions.

#### Motion to Suspend Rule.

Senator Rawlings moved to suspend the constitutional rule relating to the time for introduction of bills.

The motion prevailed by the following vote:

Yeas—24.

Beck.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Moore.	Westerfeld.
Neal.	Woodruff.

Nays—2.

Holbrook.	Martin.
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Absent.

Blackert.	Small.
Oneal.	

Absent—Excused.

Fellbaum.

#### Senate Bill No 480.

By Senator Rawlings.

S. B. No. 480, A bill to be entitled "An Act defining freight forwarders and placing such freight forwarders under the regulation of the Railroad Commission of Texas, declaring that such freight forwarders are common carriers and giving to the Railroad Commission the power to regulate the rates to be charged for such service and to prescribe rules and regulations, making the violations of the provisions of this Act a misdemeanor, and imposing a penalty; providing for the recovery of penalties by the State for the violation of the rules and orders of the Commission and providing for the remedy of in-